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A RESOLUTION 1995 . A RESOLUTION SUPERSEDING RESOLUTION 1997-48 COMMISSION TO THE PROPERTY OF CONCERNING A TRUMP INDIANA, INC. SECURED LOAN

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

- 1. Pursuant to IC 4-33-4-21, the Commission must review proposed debt transactions to ensure that the Riverboat Owner's License is not leased. hypothecated, or money is not borrowed or loaned against the Riverboat Owner's License.
- 2. By letter dated October 7, 1997, Trump Indiana, Inc. ("Trump") requested approval of a \$12 million secured loan with Dain Bosworth, Inc. for the construction of a hotel. The secured loan was approved by the Commission on October 22, 1997, in Resolution 1997-40.
- 3. By letter dated January 9, 1998, the Commission has been advised that Trump would like to amend the request for approval of the secured loan for the construction of a hotel. (A copy of the letter is attached.) Specifically, Trump now requests approval of a \$13 million loan with Centier Bank, an Indiana state bank. The loan is in an amount of up to \$13 million with a ten (10) year amortization and a maturity date of June, 2001.
- 4. Trump again requests a waiver of 68 IAC 5-3-2-(b)(3), the two (2) meeting rule which was previously approved by the Commission on October 22, 1997.
- 5. Upon approval, RESOLUTION 1997-40 is superseded by this RESOLUTION.

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:

SECTION 1. SCOPE.

This resolution applies to Trump Indiana, Inc.

SECTION 2. DEFINITIONS.

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

SECTION 3. ACTION ON REQUEST FOR APPROVAL OF A SECURED LOAN BETWEEN TRUMP INDIANA, INC. AND CENTIER BANK.

The request for a waiver of 68 IAC 5-3-2(b)(3), the two (2) meeting rule is hereby:

APPROVED
APPROVED OR DISAPPROVED

And the request for the approval of Trump Indiana's secured construction loan in an amount of up to \$13 million with Centier Bank superseding RESOLUTION 1997-40 is hereby:

APPROVED OR DISAPPROVED

subject to a review and approval of the terms of the final draft and associated documents by the Commission staff.

Adoption of this resolution and the approval of the secured construction loan by Trump Indiana, Inc. does not in any way constitute a waiver of the Commission's authority and ability to approve or disapprove any future changes in the ownership of the Certificate of Suitability, Riverboat Owner's License, or assets incident thereto which may occur in the event of a default.

SECTION 4. EFFECTIVE DATE.

This resolution is effective immediately.

ADOPTED THIS THE 20TH DAY OF JANUARY, 1998:

THE INDIANA GAMING COMMISSION:

Donald R. Vowels, Chair

ATTEST:

Thomas Milcarek, Secretary